

FEDERAL REGISTER

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TITLE 6—AGRICULTURAL CREDIT

Chapter I—Farm Credit Administration, Department of Agriculture

Subchapter F—Banks for Cooperatives

[FCA Order 507]

PART 70—LOAN INTEREST RATES AND SECURITY

INTEREST RATE ON LOANS

Effective as of October 15, 1949, §§ 70.5 and 70.6 of Title 6 of the Code of Federal Regulations are hereby amended to read as follows:

§ 70.5 *Interest rate on continental loans and loans made in Puerto Rico upon the security of commodities.* Except as may be specified in § 70.6, the per annum rate of interest on all loans made upon the security of commodities on and after the dates specified below by the district banks for cooperatives for the purposes specified in section 7 (a) (1) of the Agricultural Marketing Act, as amended (sec. 7, 46 Stat. 14; 12 U. S. C. 1141e), shall be as follows:

Rate (percent)	Effective date	District bank for cooperatives
2 1/4.....	Sept. 1, 1948	All district banks—except Columbia.
2 1/4.....	Oct. 15, 1949	Columbia.
2 3/4.....	Sept. 1, 1948	Baltimore—loans in Puerto Rico.

§ 70.6 *Interest rate on continental loans and loans made in Puerto Rico upon the security of Commodity Credit Corporation loan documents.* The rate of interest on the above loans made on and after the dates stated below, by the district banks for cooperatives, shall be as follows:

Rate (percent)	Effective date	District bank for cooperatives
2 1/4.....	Sept. 1, 1948	All district banks—except Columbia.
2 1/4.....	Oct. 15, 1949	Columbia.
2 3/4.....	Sept. 1, 1948	Baltimore—loans in Puerto Rico.

Provided, however, That the changes in interest rate affecting the Columbia Bank for Cooperatives shall be effective as to all unpaid balances of the foregoing types of loans specified in § 70.5 and this section that shall be outstanding on Oc-

tober 15, 1949, regardless of when the loans shall have been made by that bank.

(Sec. 8, 46 Stat. 14, as amended; 12 U. S. C. 1141f)

[SEAL]

E. C. JOHNSON,
Acting Governor.

OCTOBER 18, 1949.

[F. R. Doc. 49-8519; Filed, Oct. 24, 1949; 8:48 a. m.]

Chapter IV—Production and Marketing Administration and Commodity Credit Corporation, Department of Agriculture

Subchapter C—Loans, Purchases, and Other Operations

[1949 C. C. C. Cottonseed Bulletin 1, Amdt. 1]

PART 643—OILSEEDS

SUBPART—1949 COTTONSEED LOAN PROGRAM

The 1949 Cottonseed Loan Bulletin (1949 C. C. C. Cottonseed Bulletin 1) (14 F. R. 5501) is hereby amended as follows: Paragraph (c) of § 643.168 is amended to read as follows:

§ 643.168 *Availability of loans.* * * *

(c) *Source.* Loans will be made available through the offices of county committees. Disbursements on loans will be made to producers through approved lending agencies under agreements with CCC, or by means of sight drafts drawn on CCC by State committees or by county committees in accordance with instructions issued by PMA to the State PMA committees. Disbursements on loans will be made not later than January 15, 1950, except where specifically approved by the appropriate PMA commodity office in each instance.

The last sentence of § 643.186 is amended to read as follows:

§ 643.186 *Release of the cottonseed under loan.* * * * Partial release of the cottonseed prior to maturity of the loan may be arranged with the county committee by paying to the holder of the note the amount of the loan, plus charges and accrued interest, represented by the quantity of the cottonseed to be released: *Provided, however,* No partial release shall include less than the total quantity of cottonseed stored in any single com-

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FEDERAL REGISTER

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1949 Edition

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mingled mass unless the appropriate State committee determines that releases of portions of such masses should be made.

(Sec. 4 (d), Pub. Law 806, 80th Cong., Interpret or apply sec. 5 (a), Pub. Law 806, 80th Cong., sec. 1, (d), Pub. Law 897, 80th Cong.)

Issued this 20th day of October 1949.

[SEAL] HAROLD K. HILL,
Acting Manager,
Commodity Credit Corporation.

Approved:

F. K. WOOLLEY,
Vice President,
Commodity Credit Corporation.

[F. R. Doc. 49-8543; Filed, Oct. 24, 1949; 8:55 a. m.]

TITLE 19—CUSTOMS DUTIES

Chapter I—Bureau of Customs,
Department of the Treasury

[T. D. 52328]

PART 14—APPRAISEMENT

PART 16—LIQUIDATION OF DUTIES

INSTRUCTIONS FOR CONVERSION OF FOREIGN
CURRENCIES IN CASES WHERE MULTIPLE
RATES OF EXCHANGE ARE CERTIFIED BY THE
FEDERAL RESERVE BANK OF NEW YORK

1. Section 14.3 (j) of the Customs Regulations of 1943 (19 CFR 14.3 (j)), as amended, is hereby further amended to read as follows:

§ 14.3 Appraisalment of merchandise;
determination of value. * * *

(j) Instructions for appraisalment of merchandise in cases involving the conversion of foreign currencies for which two or more rates of exchange have been certified by the Federal Reserve Bank of New York are contained in § 16.4 of this chapter.

(Sec. 402, 46 Stat. 708, as amended, secs. 488, 500, 624, 46 Stat. 725, 729, 759; 19 U. S. C. 1402, 1488, 1500, 1624)

2. Section 16.4 of the Customs Regulations of 1943 (19 CFR 16.4), as amended, is hereby further amended by deleting the present paragraph (c), as amended, and by adding paragraphs (c), (d), and (e), as follows:

§ 16.4 Conversion of currency. * * *

(c) Whenever the Federal Reserve Bank of New York advises that its certification of rates for a currency is being suspended pending determination of the question whether it will certify multiple rates for that currency, the customs field officers will be so informed. In any case where for the purpose of the assessment and collection of duties it is necessary to determine the proper rate or rates for that currency for a date during the period of suspension of certification by the Federal Reserve Bank, appraisalment shall be withheld and liquidation suspended. When certification is resumed by the Bank, the rate or rates certified will be published either in the Treasury Decisions or in Customs Information Exchange circulars. Currency information received from the Bank, or otherwise available, which might be helpful in calculating estimated duties and in appraisalment and liquidation will be furnished to the customs field officers. For purposes of calculating estimated duties where multiple rates have been certified by the Bank, the collector shall use the rate or rates appearing to be applicable under the instructions in this section to the type of merchandise involved; and when it is not yet known what certified rate or rates are applicable or no rate has been certified, he shall use the highest rate or combination of rates (i. e., the rate or combination of rates showing the highest amount of United States money), certified or uncertified as the case may be, which could be applicable.

(d) When the Federal Reserve Bank of New York certifies two or more rates

of exchange for the currency of any country, those rates will be published. Thereafter when the appraiser and collector are in possession of sufficient information to apply the instructions in this section, they shall proceed, respectively, with the appraisalment and liquidation in the case of any importation of merchandise exported on a date for which the Federal Reserve Bank of New York certifies such multiple rates, according to the following procedure:

(1) Except as prescribed in this section, no rate of exchange shall be used for customs purposes under this section other than a rate or rates certified by the Federal Reserve Bank of New York. If there is a proclaimed value of the currency involved which varies by less than 5 per cent from any certified rate otherwise applicable, such proclaimed value shall be used in lieu of such certified rate.

(2) The appraiser shall designate in his report to the collector the class or classes of the multiple-rate currency in which appraisalment is made, by using the terms applied to that currency by the Federal Reserve Bank of New York. If two or more classes of the currency are designated, the percentage of each shall be clearly indicated.

(3) For all purposes of appraisalment and assessment of duties, any value expressed in a currency for which two or more rates have been certified shall be considered to consist of the class of that currency, designated by the Federal Reserve Bank of New York, which the appraiser or collector is satisfied, from information in his own files, information obtained and presented to him by the importer, or information obtained from other sources, is uniformly applicable under the laws and regulations of the country of exportation to the particular class of commodity on the date of exportation. In cases where two or more classes of a currency are uniformly applicable on a percentage basis, any value expressed in such currency shall be considered to consist of each of such classes for the percentage to which it is applicable, and the rate or rates certified by the Federal Reserve Bank of New York for the class or classes of currency in which such value has been established shall be used. The percentages shall be those which reflect realistically the percentage of each class of currency uniformly applicable under the laws and regulations of the country of exportation to the particular class of commodity on the date of exportation.

(4) If the appraiser or collector has credible information that the rate or combination of rates which would otherwise be applicable under subparagraph (3) of this paragraph was not required or permitted, as the case may be, under the laws and regulations of the country of exportation to be used uniformly during any period in connection with the payment for all merchandise of the type involved, appraisalment shall be withheld and liquidation shall be suspended as to all merchandise of the type involved exported to the United States during the period involved.

(5) If the appraiser or collector has credible information that a rate or combination of rates not applicable to payment for the merchandise was required or permitted in payment of costs, charges, or expenses, the currency conversions for the exchange covering payment for the merchandise and for the exchange covering such costs, charges, or expenses shall be calculated separately. If the costs, charges, or expenses are dutiable, they shall be calculated according to the rules stated above in this section, and in the event that any rate uniformly applicable to payment of dutiable costs, charges, or expenses for merchandise of the type involved was a rate not certified by the Federal Reserve Bank, appraisalment shall be withheld and liquidation suspended. In deducting non-dutiable costs, charges, or expenses, the foreign exchange shall be at the rate or rates actually used in payment of such costs, charges, or expenses, whether or not certified by the Federal Reserve Bank.

(e) Whenever appraisalment is withheld or liquidation suspended, under paragraph (d) (4) and (5), a detailed report shall be transmitted immediately to the Bureau of Customs.

(R. S. 251, secs. 505, 624, 46 Stat. 732, 759, sec. 522, 46 Stat. 739; 19 U. S. C. 66, 1505, 1624, 31 U. S. C. 372)

The instructions for the conversion of certain foreign currencies listed in the deleted paragraph (c) of § 16.4 are superseded by the foregoing amendments, but in carrying out the provisions of those amendments, customs officers shall avail themselves of pertinent and up-to-date information set forth in those Treasury decisions.

Notice of the proposed issuance of the foregoing instructions was published in the FEDERAL REGISTER on September 7, 1949 (14 F. R. 5511), pursuant to section 4 of the Administrative Procedure Act (5 U. S. C. 1003). The basis of the instructions is section 522 of the Tariff Act of 1930 (31 U. S. C. 372) as construed by the courts, and their purpose is to provide instructions for applying multiple rates of exchange certified by the Federal Reserve Bank of New York for currency conversion for the assessment and collection of customs duties. These instructions shall be effective on the date of publication in the FEDERAL REGISTER, the delayed effective date requirements of section 4 (c) of the Administrative Procedure Act being dispensed with because the instructions relate to action to be taken by customs officers and, although affecting rights of interested persons, do not require any action to be taken by such persons.

[SEAL]

FRANK DOW,
Commissioner of Customs.

Approved: October 18, 1949.

JOHN S. GRAHAM,
Acting Secretary of the Treasury.[F. R. Doc. 49-8569; Filed, Oct. 24, 1949;
8:59 a. m.]

TITLE 20—EMPLOYEES' BENEFITS

Chapter III—Bureau of Old Age and Survivors Insurance, Social Security Administration, Federal Security Agency

[Regs. 3, Amdt.]

PART 403—FEDERAL OLD-AGE AND SURVIVORS INSURANCE

REOPENING OF DETERMINATIONS AND DECISIONS

Correction

In Federal Register Document 49-8151, appearing at page 6170 of the issue for Wednesday, October 12, 1949, the word "such" should be inserted before the word "determination" in line 3, paragraph (5) (a) (iii).

TITLE 22—FOREIGN RELATIONS

Chapter I—Department of State

[Dept. Reg. 108.95]

PART 42—VISAS: DOCUMENTATION OF ALIENS ENTERING THE UNITED STATES

ALIEN STUDENTS AND VALIDITY OF PASSPORTS

The following amendments to Part 42, Chapter I, Title 22, Code of Federal Regulations, are hereby prescribed:

1. Section 42.228 is hereby amended to read as follows:

§ 42.228 *Evidence of non-quota student status.* (a) The application of a bona fide student under section 4 (e) of the act may be considered by a consular officer when the student presents evidence establishing (1) that he has been accepted by an institution of learning approved by the Attorney General; (2) that he seeks to enter the United States solely for the purpose of pursuing a definite course of study consisting of a minimum of 12 semester hours or the equivalent thereof, if proceeding to the United States as an undergraduate student, or consisting of a full program of study as required in individual cases by the approved institution if proceeding to the United States as a graduate student; (3) that he intends to leave the United States and will be able to enter some foreign country when his studies are completed. In all such cases, a copy of the letter of acceptance from the approved institution of learning to which the alien is destined shall be attached to the visa form.

(b) A student applying for a nonquota immigration visa under the provisions of section 4 (e) of the act shall establish that he is in possession of sufficient funds to cover his expenses or that adequate financial arrangements have been made to provide for his expenses. If a section 4 (e) student has insufficient means to cover his necessary expenses, he may be permitted to accept employment in the United States, subject to discretionary approval of the employment arrangements by the Immigration and Naturalization Service upon applying for admission into the United States: *Provided*, That such employment will not interfere with his pursuit of a full course of study

as specified in paragraph (a) of this section. The alien shall be required, in connection therewith, to submit satisfactory evidence showing that arrangements have been made for his employment in the United States, a copy of which evidence shall be appended to the visa form and appropriate remarks concerning the intended employment shall be noted on Form 256 (a) and (b). (An applicant for a visa under section 4 (e) of the act should be advised that if he desires to accept employment subsequent to his admission into the United States, application for permission to do so must first be made to the District Director of the Immigration and Naturalization Service within whose district is located the institution of learning which he is attending.)

(c) A student applying for a nonquota immigration visa under the provisions of section 4 (e) of the act shall have sufficient scholastic preparation and knowledge of the English language to enable him to undertake a full course of study in the institution of learning designated by him and approved by the Attorney General. However, a bona fide student whose knowledge of the English language is insufficient to enable him to pursue a course of study in that language may be issued a nonquota immigration visa under the provisions of section 4 (e) of the act: *Provided*, That the approved school is prepared and equipped to offer, and has accepted the applicant for, a full course of study in a language with which he is sufficiently familiar. An alien who intends to study the English language exclusively while in the United States or until such time as he is able to carry a regular-prescribed course, may be issued a nonquota immigration visa under the provisions of section 4 (e) of the act: *Provided*, That he is otherwise eligible to receive such a visa: *And provided further*, That the approved school is prepared and equipped to offer, and has accepted the applicant for, a definite course of study in the English language, equivalent in hours and credits to a regular-prescribed course as specified in paragraph (a) of this section. In all cases wherein special arrangements have been made with the approved school for the acceptance of a student who lacks an adequate knowledge of the English language, or who intends to enter the United States solely for the purpose of studying the English language, a copy of the letter from the school setting forth such special arrangements shall be appended to the visa form.

2. Section 42.379 is hereby amended to read as follows:

§ 42.379 *Required validity of passports or travel documents of temporary visitors, transit aliens, and nonquota students.* An alien seeking to enter the United States as a nonimmigrant under section 3 (2) or 3 (3), or as a nonquota immigrant under section 4 (e), of the act, in whose case the passport requirement has not been waived, shall be required to present an unexpired passport as that term is defined in § 42.101 (e). The consular officer shall inform each such alien that the initial period for which he may seek admission

into the United States, which is to be determined by the Immigration and Naturalization Service, cannot exceed six months in the case of a section 3 (2) temporary visitor, sixty days in the case of a section 3 (3) alien in transit, or one year in the case of a nonquota section 4 (e) student. However, such period in an individual case may be shorter as, in any event, it will not extend beyond a date sixty days prior to the end of the period during which the alien's passport is valid for return to his home country or for his entry into some other foreign country. The consular officer shall further inform each such alien that failure to have his passport renewed for a period extending sixty days beyond the expiration of the period for which he may properly seek entry, may result in considerable delay and inconvenience upon applying for admission into the United States.

This order shall become effective upon publication in the FEDERAL REGISTER. Compliance with the provisions of section 4 of the Administrative Procedure Act (60 Stat. 238, 5 U. S. C. 1003) relative to notice of proposed rule making and delayed effective date is unnecessary because the regulations contained in this order involve foreign-affairs functions of the United States.

(Sec. 24, 43 Stat. 166; 8 U. S. C. 222; sec. 37 (a), 54 Stat. 675; 8 U. S. C. 458 (a); interprets and applies sec. 4 (e), 43 Stat. 155; 8 U. S. C. 204; E. O. 8766, June 3, 1941, 3 CFR, 1941 Supp.)

[SEAL]

DEAN ACHESON,
Secretary of State.

OCTOBER 20, 1949.

Recommended, so far as the provisions of the Immigration Act of 1924 and the Alien Registration Act 1940, are concerned:

J. HOWARD McGRATH,
Attorney General.

SEPTEMBER 26, 1949.

[F. R. Doc. 49-8544; Filed, Oct. 24, 1949; 8:55 a. m.]

TITLE 24—HOUSING AND HOUSING CREDIT

Chapter VIII—Office of Housing Expediter

PART 825—RENT REGULATIONS UNDER THE HOUSING AND RENT ACT OF 1947, AS AMENDED

NORTH CAROLINA

Correction to the Controlled Housing Rent Regulation and the Rent Regulation for Controlled Rooms in Rooming Houses and Other Establishments.

Item 5 and 7 of Amendment 177 to the Controlled Housing Rent Regulation (§§ 825.1 to 825.12)¹ and of Amendment 175 to the Rent Regulation for Controlled Rooms in Rooming Houses and Other Establishments (§§ 825.81 to 825.92),¹ issued October 6, 1949, and effective

¹ 14 F. R. 6129.

October 7, 1949, are corrected to read as follows:

5. Schedule A, Item 216, is amended to describe the counties in the Defense-Rental Area as follows:

In Lenoir County, the Cities of Kingston and La Grange; in Wayne County, the Township of Goldsboro, including the City of Goldsboro; and in Wilson County, the City of Wilson.

This decontrols the entire Goldsboro, North Carolina, Defense-Rental Area, except the cities and township specified above.

7. Schedule A, Item 221a, is amended to describe the counties in the Defense-Rental Area as follows:

In Edgecombe County, the City of Tarboro and No. 12 Township; and in Nash County, the Townships of Rocky Mount and Stoney Creek.

This decontrols the entire Rocky Mount, North Carolina, Defense-Rental Area, except the City of Tarboro, and Rocky Mount, Stoney Creek and No. 12 Townships, North Carolina.

(Sec. 204 (d), 61 Stat. 197, as amended by 62 Stat. 37, 94, Pub. Law 31, 81st Cong.; 50 U. S. C. App. 1894 (d))

This correction shall be effective as of October 7, 1949.

Issued this 20th day of October 1949.

J. WALTER WHITE,
Acting Housing Expediter.

[F. R. Doc. 49-8523; Filed, Oct. 24, 1949; 8:50 a. m.]

TITLE 28—JUDICIAL ADMINISTRATION

Chapter I—Department of Justice

PART 21—WITNESS FEES

- Sec.
21.1 Officers and employees of the United States summoned as witnesses.
21.2 Witnesses at administrative hearings.
21.3 Fees of witnesses in district courts of Alaska.

§ 21.1 *Officers and employees of the United States summoned as witnesses.* Officers and employees of the United States summoned as witnesses for the government before any United States court or United States commissioner shall be entitled to necessary expenses incident to travel by common carrier and, if travel is made by privately owned automobile, mileage at the rate of 7 cents per mile, together with \$9 per diem in lieu of subsistence to be paid under the provisions of the Standardized Government Travel Regulations. (62 Stat. 950; 28 U. S. C. Supp. 1823)

§ 21.2 *Witnesses at administrative hearings.* Whenever a department is authorized to hold hearings and to subpoena witnesses, the witnesses shall be entitled to the same fees and mileage, or expenses in the case of government officers and employees, as provided by law for witnesses attending in the United States courts. (Sec. 10, 60 Stat. 809; 48 U. S. C. 95a)

§ 21.3 *Fees of witnesses in district courts of Alaska.* Pursuant to the au-

thority vested in me by section 25, Title 48, U. S. C., and section 429 of the Compiled Laws of Alaska (1933), the fees of witnesses in the District of Alaska are hereby fixed as follows:

Witnesses:	First division	Second, third, and fourth divisions
For attendance on the District Court or before any officer pursuant to law, including a commissioner acting in any capacity authorized by law, and for the time necessarily occupied in traveling from their residences and returning from the place of trial or hearing, per day.....	\$4.00	\$4.00
In addition to the above, witnesses (other than salaried employees of the Government and detained and actual expense witnesses) who attend court or before a United States commissioner at points so far removed from their respective residences as to prohibit return thereto from day to day, shall, when this fact is certified to in the certificate of the United States attorney or order of the commissioner for payment, be entitled to a per diem of \$5 for expenses of subsistence for each day of attendance and for each day necessarily occupied in traveling to attend court and return home.....	5.00	5.00
The per diem allowance for subsistence as authorized above is payable only under the circumstances outlined. When the witness does in fact return to his residence the same day he is not entitled to the \$5 subsistence per diem.		
When a witness is detained in prison for want of security for his appearance he shall be entitled to receive, in addition to his subsistence, a compensation, for each day, of.....	1.00	1.00
For the distance actually and necessarily traveled from their residences in going to and returning from the place of trial or hearing (except travel by air), per mile.....	.10	.15
Travel by air, per mile.....	.18	.22
<i>Provided:</i> That all travel in other Judicial districts and for all sea travel, except from one point to another in Alaska and within Alaska waters, witnesses before the district court, commissioners, or otherwise, shall be entitled to only 7 cents per mile for the distance actually and necessarily traveled from their residences in going, and returning from the place of trial or hearing (except travel by air, per mile.....	.07	.07
Travel by air, per mile.....	.10	.10
<i>Provided further:</i> That any witness (not a Government employee) before the district court, a commissioner, or otherwise, may elect to receive his actual expenses of travel and subsistence, necessary to ordinary convenience and comfort, in lieu of all mileage, per diems while traveling, and per diems for subsistence while necessarily absent from the place of residence.		
<i>Provided further:</i> That such witnesses shall be allowed only the attendance fee covering the period of their actual attendance at the place of trial or hearing, in addition to actual expenses of travel and subsistence as above provided. Actual subsistence expenses, other than for single meals, should be supported by receipts, if practicable. Form 1012, Rev. should be used for vouchering such expenses. This form should show the title of the case, and whether witness appeared before the court, commissioner, grand jury, or otherwise.		
Government employees who attend as witnesses for the United States before the district court, a commissioner, or otherwise, are allowed actual expenses of transportation, or, if travel is by privately owned automobile, a rate of 7 cents per mile for the use thereof, plus a per diem in lieu of subsistence of \$9, under the provisions of the Government Travel Regulations (28 U. S. C. 1823). Form 1012, Rev. should be used in vouchering such expenses.		

Payment to court witnesses may be made upon the certificate of attendance of the United States attorney, assistant United States attorney or attorney in charge of the case. This certificate should also certify as to the fact that the

witnesses who are allowed the \$5 per diem for subsistence attended court at points so far removed from their respective residences as to prohibit return thereto from day to day. Form 791-Rev., should be used, and attached to the recapitulation sheet, Form 1064.

All witnesses should be fully advised in advance of travel, as to the allowances to which they are entitled incident thereto. (Sec. 30, 31 Stat. 332; 48 U. S. C. 25)

This order shall become effective on the date of its publication in the *FEDERAL REGISTER*. Compliance with the provisions of section 4 of the Administrative Procedure Act (60 Stat. 238; 5 U. S. C. 1003) with respect to notice of proposed rule making and delayed effective date is impracticable in that the act of October 5, 1949, Public Law 319, 81st Congress, was designed to permit allowance of rates of per diem in lieu of subsistence for government employee witnesses more nearly equal to rates when on official travel. The fees and mileage for witnesses in Alaska should be changed at the earliest practicable date to conform to the rates fixed for witnesses generally in the act of May 10, 1949, Public Law 59, 81st Congress.

J. HOWARD McGRATH,
Attorney General.

OCTOBER 19, 1949.

[F. R. Doc. 49-8559; Filed, Oct. 24, 1949; 9:04 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter V—Department of the Army

JOINT PROCUREMENT REGULATIONS

NUMBERED CONTRACTS; LIST OF OFFICES OF LOSS AND SALVAGE ORGANIZATIONS

The Joint Procurement Regulations, formerly published as Parts 801 to 813 of Chapter VIII, Title 10, are amended by changing § 805.303-2 (a) and § 806.802 as follows:

§ 805.303-2 *Numbered contracts.* Subject to such special instructions as may be issued by the chief of the procuring service concerned, numbered contracts will be distributed as follows:

(a) The original signed number of each lump sum (fixed price) contract will be forwarded to the General Accounting Office, Army Audit Branch, Building 203, 4300 Goodfellow Boulevard, St. Louis, 20, Missouri. The original signed number of each cost or cost-plus-fixed-fee contract will be forwarded to the General Accounting Office, Washington 25, D. C., Attention: Contract Service Section, Audit Division. If a surety bond or bonds were required in support of a contract, whether lump sum or cost-plus-fixed-fee, see § 806.201-2 (a) of this chapter. When the contract covers purchases made for one or more of the military departments of the Department of Defense, with payment to be made by the military department or military departments receiving the supplies or services, there also will be forwarded with the original signed number additional certified or photostatic exact copies of the

contract in a number equal to the number of receiving military departments.

§ 806.802 *List of offices of loss and salvage organizations (see § 806.500-1).*

General Adjustment Bureau, Inc.----- FCAB
Western Adjustment & Inspection Co.--- WAIC
Underwriters Adjusting Co.----- UAC

[Proc. Cir. 25, Oct. 5, 1949] (62 Stat. 21;
41 U. S. C. 151-161)

[SEAL] EDWARD F. WITSELL,
*Major General,
The Adjutant General.*

[F. R. Doc. 49-8522; Filed, Oct. 24, 1949;
8:49 a. m.]

TITLE 43—PUBLIC LANDS: INTERIOR

Chapter I—Bureau of Land Management, Department of the Interior

Appendix—Public Land Orders

[Public Land Order 612]

ARIZONA

TRANSFER OF LANDS FROM THE KAIBAB NATIONAL FOREST TO THE COCONINO NATIONAL FOREST

By virtue of the authority vested in the President by the act of June 4, 1897, 30 Stat. 11, 36 (U. S. C. title 16, sec. 473), and pursuant to Executive Order No. 9337 of April 24, 1943, and upon the recommendation of the Under Secretary of Agriculture, it is ordered as follows:

The following-described lands within the exterior boundaries of the Kaibab National Forest are hereby transferred to the Coconino National Forest, effective January 1, 1950:

GILA AND SALT RIVER MERIDIAN

- T. 22 N., R. 5 E.,
Secs. 1 to 4, inclusive;
Secs. 9 to 16, inclusive;
Secs. 22 to 27, inclusive;
Sec. 34, N $\frac{1}{2}$;
Sec. 35, N $\frac{1}{2}$ and SE $\frac{1}{4}$;
Sec. 36.
T. 23 N., R. 5 E.,
Secs. 1 and 2;
Secs. 11 to 14, inclusive;
Secs. 23 to 26, inclusive;
Secs. 34, 35 and 36.
T. 24 N., R. 5 E.,
Secs. 1, 2, and 3;
Secs. 10 to 15, inclusive;
Secs. 23 to 26, inclusive;
Secs. 35 and 36.
T. 25 N., R. 5 E.,
Secs. 1 to 4, inclusive;
Secs. 9 to 16, inclusive;
Secs. 20 to 29, inclusive;
Secs. 32 to 36, inclusive.
T. 22 N., R. 6 E.,
Secs. 3 to 10, inclusive;
Secs. 15 to 21, inclusive;
Sec. 22, N $\frac{1}{2}$;
Secs. 28 to 33, inclusive.
T. 23 N., R. 6 E.,
Secs. 4 to 9, inclusive;
Secs. 16 to 21, inclusive;
Secs. 28 to 34, inclusive.
T. 24 N., R. 6 E.,
Secs. 4 to 9, inclusive;
Secs. 16 to 21, inclusive;
Secs. 28 to 33, inclusive.

It is not intended by this order to give a national-forest status to any publicly owned lands which have not hitherto had such a status or to change the status of any publicly owned lands which have hitherto had national-forest status.

OSCAR L. CHAPMAN,
Acting Secretary of the Interior.

OCTOBER 19, 1949.

[F. R. Doc. 49-8508; Filed, Oct. 24, 1949;
8:45 a. m.]

[Public Land Order 613]

CALIFORNIA

WITHDRAWING PUBLIC LANDS FOR USE OF THE DEPARTMENT OF THE AIR FORCE

By virtue of the authority vested in the President and pursuant to Executive Order No. 9337 of April 24, 1943, it is ordered as follows:

Subject to valid existing rights, the following-described public lands in California are hereby withdrawn from all forms of appropriation under the public-land laws, including the mining and mineral-leasing laws, and reserved for the use of the Department of the Air Force in connection with an air force base:

SAN BERNARDINO MERIDIAN

- T. 10 N., R. 9 W.,
Sec. 30, lot 1 of NW $\frac{1}{4}$, N $\frac{1}{2}$ of lot 2 of NW $\frac{1}{4}$,
NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ and SE $\frac{1}{4}$ SE $\frac{1}{4}$.
T. 9 N., R. 11 W.,
Sec. 18, N $\frac{1}{2}$ of lot 1 of NW $\frac{1}{4}$, N $\frac{1}{2}$ of lot 2
of NW $\frac{1}{4}$, and N $\frac{1}{2}$ NE $\frac{1}{4}$.

The areas described aggregate 564.46 acres.

It is intended that the lands above described shall be returned to the administration of the Department of the Interior when they are no longer needed for the purpose for which they are reserved.

OSCAR L. CHAPMAN,
Acting Secretary of the Interior.

OCTOBER 19, 1949.

[F. R. Doc. 49-8509; Filed, Oct. 24, 1949;
8:45 a. m.]

NOTICES

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

MODIFICATION OF OREGON GRAZING DISTRICTS

DISTRICT NO. 1, AMENDMENT 1; DISTRICT
NO. 2, AMENDMENT 1

OCTOBER 19, 1949.

Under and pursuant to the authority vested in the Secretary of the Interior by the Act of June 28, 1934 (48 Stat. 1269, 43 U. S. C. 315 et seq.) as amended, known as the Taylor Grazing Act, and in accordance with 43 CFR 4.275 (a) (80) (iv), 13 F. R. 5181, the following-described lands are excluded from Oregon Grazing District No. 2, as heretofore established and modified (Misc. 1609045), and added to Oregon Grazing District No. 1, as heretofore established and modified (Misc. 1597977):

WILLAMETTE MERIDIAN

- T. 28 S., R. 12 E.,
Sec. 36.
T. 29 S., R. 12 E.,
Sec. 1.
T. 24 S., R. 13 E.,
Secs. 35 and 36.

- T. 25 S., R. 13 E.,
Secs. 1, 2, and 3;
Sec. 9, E $\frac{1}{2}$;
Secs. 10 to 16 inclusive;
Sec. 17, SE $\frac{1}{4}$;
Sec. 20, E $\frac{1}{2}$;
Secs. 21 to 28 inclusive;
Sec. 29, E $\frac{1}{2}$ and SW $\frac{1}{4}$;
Secs. 32 to 36 inclusive.
T. 26 S., R. 13 E.,
Secs. 1, 2, 3, and 4;
Secs. 9 to 16 inclusive;
Secs. 21 to 28 inclusive, and secs. 33 to 36
inclusive.
T. 27 S., R. 13 E.,
Secs. 1 to 4 inclusive, and secs. 9 to 16
inclusive;
Sec. 22, E $\frac{1}{2}$;
Secs. 23 to 26 inclusive;
Sec. 27, E $\frac{1}{2}$;
Secs. 33 to 36 inclusive.
T. 28 S., R. 13 E.,
Secs. 1 to 17 inclusive;
Secs. 20 to 36 inclusive.
T. 29 S., R. 13 E.,
Secs. 1 to 13 inclusive;
Sec. 14, E $\frac{1}{2}$ and NW $\frac{1}{4}$;
Sec. 15, N $\frac{1}{2}$;
Sec. 16, N $\frac{1}{2}$;
Sec. 17;
Sec. 18, E $\frac{1}{2}$.
T. 23 S., R. 14 E.,
Sec. 36.

- T. 24 S., R. 14 E.,
Sec. 1;
Sec. 2, E $\frac{1}{2}$;
Sec. 10, S $\frac{1}{2}$;
Secs. 11 to 16 inclusive;
Secs. 20 to 36 inclusive.
Tps. 25 to 28 S., R. 14 E.
T. 29 S., R. 14 E.,
Secs. 1 to 12 inclusive;
Sec. 13, N $\frac{1}{2}$ and N $\frac{1}{2}$ SW $\frac{1}{4}$;
Sec. 14;
Sec. 15, N $\frac{1}{2}$ and SE $\frac{1}{4}$;
Sec. 16, N $\frac{1}{2}$;
Sec. 17, N $\frac{1}{2}$;
Sec. 18, N $\frac{1}{2}$.
T. 23 S., R. 15 E.,
Secs. 31 to 34 inclusive.
Tps. 24 to 28 S., R. 15 E.
T. 29 S., R. 15 E.,
Secs. 3 to 17 inclusive;
Sec. 18, N $\frac{1}{2}$ and SE $\frac{1}{4}$;
Secs. 21 to 28 inclusive.
T. 23 S., R. 16 E.,
Secs. 1 and 2;
Sec. 3, NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NW $\frac{1}{4}$,
N $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$; N $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$;
Secs. 11 to 14 inclusive;
Secs. 23 to 27 inclusive;
Secs. 34 to 36 inclusive.
Tps. 24 to 28 S., R. 16 E.
T. 29 S., R. 16 E.,
Secs. 1 to 4 inclusive;
Secs. 7 to 30 inclusive;

Sec. 35, N $\frac{1}{2}$ and SE $\frac{1}{4}$;
 Sec. 36.
 T. 30 S., R. 16 E.,
 Sec. 1;
 Sec. 2, E $\frac{1}{2}$;
 Sec. 11, E $\frac{1}{2}$;
 Secs. 12 and 13;
 Sec. 14, E $\frac{1}{2}$;
 Secs. 23, 24, 25, and 26;
 Sec. 27, SE $\frac{1}{4}$;
 Sec. 34, E $\frac{1}{2}$;
 Sec. 35.
 T. 31 S., R. 16 E.,
 Secs. 2, 3, 10, 11, 14, 15, 22, 23, 26, 27, 34,
 and 35.
 T. 32 S., R. 16 E.,
 Secs. 2, 11, 14, 23, 24, and 25;
 Sec. 26, E $\frac{1}{2}$;
 Sec. 36.
 Tps. 23 S. to 32 S., R. 17 E.
 T. 33 S., R. 17 E.,
 Secs. 1 to 6 inclusive;
 Secs. 8 to 16 inclusive;
 Sec. 17, E $\frac{1}{2}$;
 Sec. 23, N $\frac{1}{2}$;
 Sec. 24, N $\frac{1}{2}$.
 Tps. 23 S. to 32 S., R. 18 E.
 T. 33 S., R. 18 E.,
 Secs. 1 to 29 inclusive;
 Secs. 32 to 36 inclusive.
 T. 34 S., R. 18 E.,
 Secs. 1 to 4 inclusive.
 Tps. 23 S. to 34 S., R. 19 E.
 T. 35 S., R. 19 E.,
 Secs. 1 to 5 inclusive;
 Sec. 6, E $\frac{1}{2}$;
 Secs. 8 to 16 inclusive;
 Sec. 17, E $\frac{1}{2}$;
 Secs. 22 to 26 inclusive;
 Sec. 27, E $\frac{1}{2}$;
 Sec. 34, NE $\frac{1}{4}$;
 Secs. 35 and 36.
 T. 36 S., R. 19 E.,
 Sec. 1;
 Sec. 2, N $\frac{1}{2}$ and SE $\frac{1}{4}$;
 Sec. 11, NE $\frac{1}{4}$;
 Sec. 12.
 T. 23 S., R. 20 E.,
 Secs. 31 to 36 inclusive.
 Tps. 24 S. to 35 S., R. 20 E.
 T. 36 S., R. 20 E.,
 Secs. 1 to 18 inclusive.
 T. 24 S., R. 21 E.,
 Secs. 3 to 10 inclusive;
 Secs. 15 to 36 inclusive.
 Tps. 25 S. to 35 S., R. 21 E.
 T. 36 S., R. 21 E.,
 Secs. 1 to 18 inclusive;
 Sec. 19, N $\frac{1}{2}$;
 Sec. 20, N $\frac{1}{2}$;
 Sec. 21, N $\frac{1}{2}$;
 Sec. 22, NW $\frac{1}{4}$.
 T. 24 S., R. 22 E.,
 Secs. 30 and 31.
 T. 25 S., R. 22 E.,
 Secs. 5 to 9 inclusive;
 Secs. 16 to 21 inclusive;
 Secs. 28 to 33 inclusive.
 T. 26 S., R. 22 E.,
 Secs. 4 to 9 inclusive;
 Secs. 15 to 22 inclusive;
 Secs. 25 to 36 inclusive.
 Tps. 27 S. to 35 S., R. 22 E.
 T. 36 S., R. 22 E.,
 Secs. 1 to 18 inclusive;
 Secs. 21 to 28 inclusive;
 Secs. 33 to 36 inclusive.
 T. 37 S., R. 22 E.,
 Secs. 1 to 4 inclusive;
 Secs. 9 to 16 inclusive;
 Sec. 21, NE $\frac{1}{4}$;
 Secs. 22 to 27 inclusive;
 Secs. 35 and 36.
 T. 38 S., R. 22 E.,
 Secs. 1, 2, 11, 12, 13, and 14;
 Sec. 15, SE $\frac{1}{4}$;
 Secs. 21 to 28 inclusive;
 Sec. 29, E $\frac{1}{2}$;
 Secs. 32 to 36 inclusive.
 T. 39 S., R. 22 E.,
 Secs. 1 to 4 inclusive;
 Secs. 9 to 16 inclusive;
 Secs. 22 to 27 inclusive;
 Secs. 34 to 36 inclusive.
 T. 40 S., R. 22 E.,
 Secs. 1 to 4 inclusive;
 Sec. 5, E $\frac{1}{2}$;
 Sec. 8, E $\frac{1}{2}$ and SW $\frac{1}{4}$;
 Secs. 9 to 16 inclusive;
 Sec. 17, E $\frac{1}{2}$, NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, and E $\frac{1}{2}$
 SW $\frac{1}{4}$;
 Sec. 20, E $\frac{1}{2}$;
 Secs. 21 to 26 inclusive;
 Sec. 28;
 Sec. 29, N $\frac{1}{2}$ NE $\frac{1}{4}$;
 Secs. 35 and 36.
 T. 41 S., R. 22 E.,
 Secs. 1, 12, 13, and 24.
 T. 27 S., R. 23 E.,
 Secs. 19 to 36 inclusive.
 Tps. 28 S. to 41 S., R. 23 E.
 T. 27 S., R. 24 E.,
 Secs. 19 to 36 inclusive.
 Tps. 28 S. to 41 S., R. 24 E.
 T. 27 S., R. 25 E.,
 Secs. 19, 20, and 21;
 Secs. 28 to 33 inclusive.
 Tps. 28 S. to 34 S., R. 25 E.
 T. 35 S., R. 25 E.,
 Sec. 1, W $\frac{1}{2}$;
 Secs. 2 to 10 inclusive;
 Sec. 16, W $\frac{1}{2}$;
 Secs. 17, 18, and 19;
 Sec. 20, W $\frac{1}{2}$;
 Sec. 29, W $\frac{1}{2}$;
 Secs. 30 and 31;
 Sec. 32, W $\frac{1}{2}$.
 T. 36 S., R. 25 E.,
 Secs. 6 and 7.
 Tps. 38 S. to 41 S., R. 25 E.
 T. 28 S., R. 26 E.,
 Secs. 6, 7, 18, 19, 30, and 31.
 T. 29 S., R. 26 E.,
 Secs. 6 to 36 inclusive.
 Tps. 30 S. to 32 S., R. 26 E.
 T. 33 S., R. 26 E.,
 Secs. 1 to 24 inclusive;
 Sec. 25, N $\frac{1}{2}$;
 Secs. 26 to 34 inclusive;
 Sec. 35, N $\frac{1}{2}$.
 T. 34 S., R. 26 E.,
 Secs. 3 to 9 inclusive;
 Sec. 10, W $\frac{1}{2}$;
 Sec. 16, W $\frac{1}{2}$;
 Secs. 17 to 19 inclusive;
 Sec. 20, W $\frac{1}{2}$;
 Sec. 30.
 Tps. 38 S. to 41 S., R. 26 E.
 T. 29 S., R. 27 E.,
 Secs. 7 to 36 inclusive.
 Tps. 30 S. to 32 S., R. 27 E.
 T. 33 S., R. 27 E.,
 Secs. 4 to 8 inclusive;
 Secs. 17, 18, and 19.
 Tps. 38 S. to 41 S., R. 27 E.
 T. 29 S., R. 28 E.,
 Secs. 7 to 36 inclusive.
 Tps. 30 S. to 32 S., R. 28 E.
 Tps. 34 S. to 41 S., R. 28 E.
 T. 29 S., R. 29 E.,
 Secs. 7, 8, and 9;
 Secs. 16 to 21 inclusive;
 Secs. 28 to 33 inclusive.
 T. 30 S., R. 29 E.,
 Secs. 4 to 9 inclusive;
 Secs. 16 to 21 inclusive;
 Secs. 28 to 33 inclusive.
 T. 35 S., R. 29 E.,
 Secs. 25 to 36 inclusive.
 Tps. 36 S. to 41 S., R. 29 E.
 T. 35 S., R. 30 E.,
 Secs. 27 to 34 inclusive.
 Tps. 36 S. to 41 S., R. 30 E.
 T. 36 S., R. 31 E.,
 Secs. 6, 7, 18, 19, 30, and 31.
 T. 37 S., R. 31 E.,
 Secs. 6, 7, 18, 19, 30, and 31.
 T. 38 S., R. 31 E.,
 Secs. 6, 7, 18, 19, 30, and 31.

T. 39 S., R. 31 E.,
 Secs. 6, 7, 18, and 19;
 Secs. 27 to 34 inclusive.
 T. 40 S., R. 31 E.,
 Sec. 1, W $\frac{1}{2}$;
 Secs. 2 to 11 inclusive;
 Sec. 12, W $\frac{1}{2}$;
 Sec. 13, W $\frac{1}{2}$;
 Secs. 14 to 23 inclusive;
 Sec. 24, W $\frac{1}{2}$;
 Sec. 25, W $\frac{1}{2}$;
 Secs. 26 to 34 inclusive.
 T. 41 S., R. 31 E.,
 Secs. 3 to 10 inclusive;
 Secs. 15 to 22 inclusive.

The unsurveyed bed of Goose Lake included in Ts. 40 and 41 S., Rs. 19 and 20 E., W. M., Oregon, is hereby eliminated from Oregon Grazing District No. 2.

ROSCOE E. BELL,
 Associate Director.

[F. R. Doc. 49-8510; Filed, Oct. 24, 1949;
 8:45 a. m.]

CIVIL AERONAUTICS BOARD

[Docket No. SR-2-269]

INTER-AMERICAN AIRWAYS, INC.

NOTICE OF ORAL ARGUMENT

In the matter of D. W. Rentzel, Administrator of Civil Aeronautics, complainant, vs. Inter-American Airways, Inc., respondent.

Notice is hereby given, pursuant to the Civil Aeronautics Act of 1938, as amended, particularly section 1004 (a) of said act, that oral argument in this case is assigned to be heard November 10, 1949, at 10:00 a. m., in Room 5042, Commerce Building, 14th Street and Constitution Avenue NW., Washington, D. C., before the Board.

Dated at Washington, D. C., October 19, 1949.

By the Civil Aeronautics Board.

[SEAL] M. C. MULLIGAN,
 Secretary.

[F. R. Doc. 49-8518; Filed, Oct. 24, 1949;
 8:48 a. m.]

FEDERAL COMMUNICATIONS COMMISSION

[Docket Nos. 8021, 8022, 8193, 8590]

MOUNT VERNON BROADCASTING CO. ET AL.

ORDER SCHEDULING ORAL ARGUMENT

In re applications of the Mount Vernon Broadcasting Company, Mount Vernon, Ohio, Docket No. 8021, File No. BP-5329; Mound Broadcasting Corporation, Newark, Ohio, Docket No. 8022; File No. BP-5486; Robert M. Beer and Edgar Koehl, a partnership, doing business as Beer and Koehl, Ashland, Ohio, Docket No. 8193, File No. BP-5851; William A. Hunt and Lyle P. Lee, a partnership, doing business as The Zanesville Broadcasting Company, Zanesville, Ohio, Docket No. 8590, File No. BP-6355; for construction permits.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 14th day of October 1949;

NOTICES

The Commission having under consideration (1) the exceptions to the proposed decision in the above-entitled proceeding, filed May 31, 1949, by the Mount Vernon Broadcasting Company; (2) the petition to enlarge the record, filed May 31, 1949, by the Mount Vernon Broadcasting Company; (3) the exceptions and statement in support of the proposed decision, filed May 31, 1949, by Radio Voice of Springfield, Inc., licensee of Station WIZE, intervenor; (4) the notice of intention to appear and participate in oral argument filed June 6, 1949 by Beer and Koehl; (5) the reply to the exceptions of the Mount Vernon Broadcasting Company, filed June 20, 1949, by Beer and Koehl; (6) the reply to the exceptions of the Mount Vernon Broadcasting Company, filed June 20, 1949, by Radio Voice of Springfield, Inc. (WIZE); (7) an opposition to the petition to enlarge the record of the Mount Vernon Broadcasting Company, filed June 20, 1949, by Beer and Koehl; and (8) an opposition to the petition to enlarge the record of the Mount Vernon Broadcasting Company, filed June 20, 1949, by Radio Voice of Springfield, Inc. (WIZE); and

It appearing, that the issues raised in the foregoing petition to enlarge the record filed by the Mount Vernon Broadcasting Company and the oppositions thereto can best be disposed of after affording oral argument to the parties before the Commission en banc on said issues, together with oral argument on the exceptions filed in this proceeding; and that, therefore, the above-described petition and oppositions and exceptions should be scheduled for oral argument before the Commission en banc and the parties afforded an opportunity to address themselves not only to the exceptions, but also to said petition to enlarge the record and oppositions thereto and the issues raised therein;

Accordingly, it is ordered, That oral argument in the above-entitled proceeding is scheduled for 10:45 a. m., on the 7th day of November 1949, before the Commission en banc, at Washington, D. C., and that the parties are afforded an opportunity to address themselves not only to the exceptions filed but also to the above-described petition to enlarge the record filed by the Mount Vernon Broadcasting Company, and the oppositions thereto and the issues raised therein.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 49-8532; Filed, Oct. 24, 1949;
8:51 a. m.]

[Docket Nos. 7814, 7979, 8217, 8660]

HOME NEWS PUBLISHING CO. ET AL.

NOTICE OF ORAL ARGUMENT

Beginning at 2:30 p. m. on Monday, November 7, 1949, the Commission will hear oral argument in Room 6121 on the following matters in the order indicated below:

ARGUMENT No. 1

Docket No. 7814-B1-P-5129.	New.....	Home News Publishing Co., New Brunswick, N. J.	C. P.....	1230 kc., 250 w. night; 250 w. day unlimited.
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ARGUMENT No. 2

Docket No.: 8217-BP-5889.....	WILS.....	Lansing Broadcasting Co., Lansing, Mich.	C. P. to change frequency, hours of operation, power, install new transmission.	1320 kc. 1 kw. night; 1 kw. day unlimited.
7979-B2-P-4920.....	New.....	Central Michigan Radio Corp., Lansing, Mich.	C. P.....	1320 kc. 1 kw. DA night; 1 kw. day unlimited.
8660-BP-6456.....	New.....	Robert M. Cain, Elmer A. Pearson, Ray M. Veenstra, Elmer B. Cain, George S. Norcross, Roy C. Kelley, a copartnership doing business as Charlotte Broadcasting Co., Charlotte, Mich.	C. P.....	1320 kc. 1 kw. night; 1 kw. day DA unlimited.

Adopted: October 14, 1949.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 49-8530; Filed, Oct. 24, 1949;
8:51 a. m.]

[Docket No. 8298]

R. I. BROADCASTING CO. (WRIB)

ORDER SCHEDULING FURTHER HEARING

In re application of R. I. Broadcasting Company (WRIB), Providence, Rhode Island, for modification of construction permit; Docket No. 8298, File No. BMP-2479.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 14th day of October 1949;

The Commission having under consideration a petition filed March 14, 1949 by the above-entitled applicant, requesting that its application be granted without delay; and

It appearing, that the above-entitled application was designated for hearing on specified issues; that a hearing thereon was commenced on February 26, 1948 and continued until a time and place to be designated by subsequent order; that Associated Electronic Enterprises, licensee of Station WWON, Woonsocket, Rhode Island, participated in the hearing as a party respondent; that at the hearing on February 26, 1948, additional information relating to the present and proposed operation was requested and the applicant agreed to supply such information at the further hearing which was indicated; that thereafter, on July 16, 1948, a further hearing was ordered on this application specifying an additional issue relating to the financial qualifications of the applicant; and that no further hearing has been held on this application; and

It further appearing, that in view of the foregoing, the record compiled in this proceeding does not contain complete evidence relating to the specified issues and that, therefore, the above-described petition should be denied and the proceeding scheduled for further hearing;

Accordingly, it is ordered, That the above-described petition by R. I. Broadcasting Company for immediate grant of its application is denied, and the proceeding is scheduled for further hearing on the issues previously designated by the Commission to be held on the 9th day of November 1949, at Washington, D. C. before the examiner previously appointed.

ceeding is scheduled for further hearing on the issues previously designated by the Commission to be held on the 9th day of November 1949, at Washington, D. C. before the examiner previously appointed.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 49-8534; Filed, Oct. 24, 1949;
8:51 a. m.]

[Docket Nos. 8404, 9471]

GLENS FALLS PUBLICITY CORP. (WGLN)
AND WEIM FITCHBURG, INC. (WEIM)

ORDER CONTINUING HEARING

In re applications of Glens Falls Publicity Corporation (WGLN), Glens Falls, New York, for modification of license; Docket No. 8404, File No. BML-1247. WEIM Fitchburg, Incorporated (WEIM), Fitchburg, Massachusetts, for construction permit; Docket No. 9471, File No. BP-7339.

The Commission having under consideration a petition filed on October 6, 1949, by Glens Falls Publicity Corporation, Glens Falls, New York, requesting that the hearing now scheduled for October 17, 1949, at Washington, D. C., on the above-entitled application, be continued for a period of thirty days; and

It appearing, that on October 7, 1949, the Commission designated for hearing in a consolidated proceeding the application of WEIM Fitchburg, Incorporated, Fitchburg, Massachusetts, for construction permit (Docket No. 9471; File No. BP-7339) with the above-entitled application of Glens Falls Publicity Corporation (WGLN), Glens Falls, New York; and

It further appearing, that all parties to this consolidated proceeding have consented to the continuance as requested;

It is ordered, This 14th day of October 1949, that the petition be, and it is hereby granted; and that the said hearing on the above-entitled applications be, and it is hereby, continued to 10:00 a. m., Wednesday, November 16, 1949, at Washington, D. C.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 49-8537; Filed, Oct. 24, 1949;
8:52 a. m.]

[Docket Nos. 8656, 8670]

GRAND HAVEN BROADCASTING CO. AND
GREATER MUSKEGON BROADCASTERS, INC.
(WMUS)

ORDER SCHEDULING ORAL ARGUMENT

In re applications of Grand Haven Broadcasting Company, Grand Haven, Michigan, Docket No. 8656; File No. BP-6441; Greater Muskegon Broadcasters, Inc. (WMUS), Muskegon, Michigan, Docket No. 8670, File No. BP-6445; for construction permits.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 14th day of October 1949;

The Commission having under consideration (1) a petition filed March 21, 1949, by Greater Muskegon Broadcasters, Inc. (WMUS), requesting that the Commission set aside its proposed decision in the above-entitled proceeding, reopen the record in said proceeding and enlarge the issues therein; (2) an opposition to the above-described petition, filed March 24, 1949, by Grand Haven Broadcasting Company; (3) exceptions to the proposed decision in the above-entitled proceeding, filed July 18, 1949, by Greater Muskegon Broadcasters, Inc. (WMUS); and (4) a reply to the WMUS exceptions, filed July 28, 1949, by Grand Haven Broadcasting Company; and

It appearing, that on June 23, 1949, the Commission, in an order adopted that date, determined that the issues raised in the foregoing petition to set aside the proposed decision and opposition thereto could best be disposed of after affording oral argument to the parties before the Commission en banc on said issues together with oral argument on any exceptions filed in this proceeding, and extended the time to file exceptions to July 18, 1949; and that the above-described petition, opposition and exceptions should, therefore, now be scheduled for oral argument before the Commission en banc and the parties afforded an opportunity to address themselves not only to the exceptions, but also to said petition and opposition and the issues raised therein;

Accordingly, it is ordered, That oral argument in the above proceeding is scheduled for 10:00 a. m. on the 7th day of November 1949, before the Commission en banc, at Washington, D. C., and that the parties are afforded an opportunity to address themselves not only to the exceptions filed but also to the above-described petition to set aside the proposed decision and opposition thereto and the issues raised therein.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 49-8533; Filed, Oct. 24, 1949;
8:51 a. m.]

[Docket No. 8777]

MACKAY RADIO AND TELEGRAPH CO.
NOTICE OF ORAL ARGUMENT

Beginning at 10:00 o'clock a. m. on
Friday, November 4, 1949, the Commis-
No. 206—2

sion will hear oral argument in Room 6121 on the following matter:

Docket No. 8777; in the matter of MacKay Radio and Telegraph Company; applications for radiotelegraph circuits between the United States and Portugal, Surinam, and the Netherlands.

Adopted: October 14, 1949.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 49-8531; Filed, Oct. 24, 1949;
8:51 a. m.]

[Docket No. 9257]

JOSE RAMON QUINONES AND WPTF
RADIO Co. (WPTF)

ORDER CONTINUING HEARING

In re petition of Jose Ramon Quinones, San Juan, Puerto Rico, for reconsideration of action granting a construction permit (File No. BP-6353) to WPTF Radio Company (WPTF), Raleigh, North Carolina; Docket No. 9257.

The Commission having under consideration a motion filed October 7, 1949 by Jose Ramon Quinones, licensee of Station WAPA, San Juan, Puerto Rico, and WPTF Radio Company, licensee of Station WPTF, Raleigh, North Carolina, parties in the above-entitled proceeding, jointly requesting a continuance of sixty (60) days of the hearing presently scheduled for October 24, 1949; and

It appearing, that good cause for the requested continuance has been shown, and that there is no opposition to the motion;

It is ordered, This 14th day of October 1949, that the motion be, and it is hereby granted and the hearing presently scheduled to commence October 24, 1949 is continued to Thursday, December 22, 1949.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 49-8539; Filed, Oct. 24, 1949;
8:52 a. m.]

[Docket No. 9292]

COMMERCIAL PACIFIC CABLE CO. ET AL.

ORDER CONTINUING HEARING

In the matter of complaints of Commercial Pacific Cable Company; and American Cable and Radio Corporation and its subsidiaries, All America Cables and Radio, Inc., the Commercial Cable Company, and Mackay Radio and Telegraph Company, complainants, against the Western Union Telegraph Company, respondent; and complaint of RCA Communications, Inc., complainant, against the Western Union Telegraph Company, Globe Wireless, Ltd., and Tropical Radio Telegraph Company, respondents; Docket No. 9292.

The Commission having under consideration a motion filed October 12, 1949, by respondent, the Western Union Telegraph Company, for a continuance until

November 15, 1949, of the hearing in the above matter presently scheduled for November 7, 1949; and

It appearing, that good cause for the requested continuance has been shown, and that there is no opposition to the motion;

It is ordered, This 14th day of October 1949, that the motion be, and it is hereby granted and the hearing presently scheduled to commence November 7, 1949, is continued to November 15, 1949.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 49-8538; Filed, Oct. 24, 1949;
8:52 a. m.]

[Docket No. 9470]

RADIO COMMISSION OF SOUTHERN BAPTIST
CONVENTION AND EXECUTIVE BOARD OF
BAPTIST GENERAL CONVENTION OF TEXAS

ORDER CONTINUING ORAL ARGUMENT

In the matter of The Joint Petition of the Radio Commission of the Southern Baptist Convention and the Executive Board of the Baptist General Convention of Texas, Docket No. 9470.

At a session of the Federal Communications Commission held at its office in Washington, D. C., on the 14th day of October 1949:

The Commission having under consideration its order of October 3, 1949, designating the above-entitled petition for oral argument before the Commission, en banc, on November 4, 1949, and directing petitioners and others desiring to participate in said oral argument to file appearances and briefs on or before October 21, 1949; and a petition filed October 12, 1949 by the above-entitled petitioners requesting extension of time for filing of appearances and briefs for a period of 30 days and setting of oral argument on any reasonable date ten days or more thereafter, on the ground that petitioners have insufficient time to prepare and submit briefs by October 21, 1949;

It is ordered, That the time for filing appearances and briefs in this proceeding be extended until November 21, 1949;

It is further ordered, That the oral argument in this proceeding now scheduled for November 4, 1949, before the Commission, en banc, be continued to a date to be fixed by a subsequent order.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 49-8528; Filed, Oct. 24, 1949;
8:50 a. m.]

[Docket No. 9472]

PEOPLES FORUM OF THE AIR (KXLJ)

ORDER DESIGNATING APPLICATION FOR HEARING ON STATED ISSUES

In re application of the Peoples Forum of the air (KXLJ), Helena, Montana,

for renewal of license; Docket No. 9472, File No. BR-941.

At a session of the Federal Communications Commission held in Washington, D. C., on the 14th day of October 1949;

The Commission having under consideration the above-entitled application of the Peoples Forum of the Air for renewal of license of AM broadcast station KXLJ, Helena, Montana; and

It appearing, that the license of Station KXLJ was temporarily extended to December 1, 1949; and

It further appearing, that the Commission is unable to determine from the consideration of the application that a grant of renewal of license for the station would be in the public interest;

It is ordered, That pursuant to section 309 (a) of the Communications Act of 1934, as amended, the above-entitled application is designated for hearing, at a time and place to be specified by a subsequent order of the Commission upon the following issues:

1. To determine whether the applicant has carried out, or has failed to carry out, its representations and proposals heretofore made to the Commission with respect to program service.

2. To obtain full information concerning the nature and character of the program service which has been rendered by the station with particular reference to the following:

(a) Commercial and sustaining programs.

(b) Local live talent.

(c) Discussions upon important public issues.

3. To determine upon the basis of the evidence adduced under Issue No. 2, whether the applicant's program policies have served the public interest needs of the community.

4. To determine whether the applicant's proposed program policies for the future will serve the public interest needs of the community.

It is further ordered, That the authority of the licensee to operate its station facilities is extended to March 1, 1950, pending decision in the case.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 49-8536; Filed, Oct. 24, 1949;
8:52 a. m.]

[Docket No. 9473]

RADIO AND TELEVISION BROADCASTING Co.
OF IDAHO

ORDER DESIGNATING APPLICATION FOR ORAL
ARGUMENT

In re application of Radio and Television Broadcasting Company of Idaho, Pocatello, Idaho, for renewal of license of standard broadcast station KEYY; Docket No. 9473, File No. BR-2083.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 14th day of October 1949;

The Commission having under consideration the above entitled application for the renewal of license of station KEYY,

Pocatello, Idaho, and not being satisfied that it is in possession of full information as is required by the Communications Act of 1934, as amended, and acting pursuant to sections 309 (a) and 310 (b) of the act;

It is ordered, That the above entitled application be designated for hearing to be held at 10:00 a. m. Monday, November 21, 1949, at Pocatello, Idaho, on the following issues:

1. To obtain full information as to all contracts, agreements or understandings between Louis Haller and the licensee of station KEYY relating to the sale, management, control and operation of the aforesaid station, with particular reference to an agreement, dated March 29, 1949, between Haller and the licensee of station KEYY by virtue of which said Haller obtained an option to purchase all of licensee's stock, became general manager of said licensee, and obtained rights to a share in the profits, if any, derived from operation of the licensee.

2. To determine whether the execution of any of the aforesaid contracts, agreements or understandings with respect to station KEYY between Louis Haller and the licensee thereof, or any acts performed pursuant to said contracts, agreements or understandings, constitute violations of section 310 (b) of the Communications Act, or violations of §§ 1.321, 1.342, and 1.343 of the Commission's rules and regulations.

3. To obtain full information concerning the nature and character of the program service which has been rendered by the station since September 17, 1948, with particular reference to the amount of time devoted to local live programs.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 49-8529; Filed, Oct. 24, 1949;
8:51 a. m.]

[Docket Nos. 9474-9477]

KEYSTONE BROADCASTING CORP. (WKBO)
ET AL.

ORDER DESIGNATING APPLICATION FOR CON-
SOLIDATED HEARING ON STATED ISSUES

In re applications of Keystone Broadcasting Corporation (WKBO), Harrisburg, Pennsylvania, Docket No. 9474, File No. BP-4504; Capital Broadcasting Corporation, Harrisburg, Pennsylvania, Docket No. 9475, File No. BP-6683; Ross-moyne Corporation (WCMB), Lemoyne, Pennsylvania, Docket No. 9476, File No. BP-7296; Herbert Kendrick and G. L. Hash d/b as Harrisburg Broadcasting Company (WHGB) Harrisburg, Pennsylvania, Docket No. 9477, File No. BP-7331; for construction permits.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 14th day of October 1949:

The Commission having under consideration the above-entitled applications of the Keystone Broadcasting Corporation to change the facilities of station WKBO to 1460 kc, 1 kw, 5 kw-LS, DA-N, Unl. at Harrisburg, Pennsylvania; of the Capital Broadcasting Corporation for a

new standard broadcast station to operate on 1460 kc, 1 kw, 5 kw-LS, DA-N, Unl. at Harrisburg, Pennsylvania; of the Ross-moyne Corporation to change the facilities of station WCMB to 1460 kc, 5 kw, DA-N, Unl. at Lemoyne, Pennsylvania, and of the Harrisburg Broadcasting Company to change the facilities of station WHGB to 1460 kc, 5 kw, DA-N, Unl. at Harrisburg, Pennsylvania;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said applications are designated for hearing in a consolidated proceeding at a time and place to be designated by subsequent order of the Commission, upon the following issues:

1. To determine the legal, technical, financial and other qualifications of the Capital Broadcasting Corporation, its officers, directors and stockholders to construct and operate the proposed station and the technical, financial, and other qualifications of the Keystone Broadcasting Corporation, its officers, directors and stockholders, of the Ross-moyne Corporation, its officers, directors and stockholders and of the partnership Harrisburg Broadcasting Company and the partners thereof, to construct and operate stations WKBO, WCMB and WHGB as proposed.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of the proposed station and stations WKBO, WCMB and WHGB as proposed and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station and stations WKBO, WCMB, and WHGB as proposed would involve objectionable interference with stations KSO, Des Moines, Iowa; WBNS, Columbus, Ohio, and WHEC, Rochester, New York, or with any other existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station and stations WKBO, WCMB, and WHGB as proposed would involve objectionable interference with the services proposed in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station and stations WKBO, WCMB, and WHGB as proposed would be in compliance with the Commission's rules and regulations of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine the overlap, if any, that will exist between the service areas of station WKBO as proposed and of

stations WORK at York, Pennsylvania, and WGAL at Lancaster, Pennsylvania, the nature and extent thereof, and whether such overlap if any, is in contravention of § 3.35 of the Commission's rules.

8. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

It is further ordered, That the Murphy Broadcasting Company, licensee of station KSO, Des Moines, Iowa; Radiohio, Inc., licensee of station WBNS, Columbus, Ohio, and WHEC, Inc., licensee of station WHEC, Rochester, New York, are made parties to this proceeding.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 49-8526; Filed, Oct. 24, 1949;
8:50 a. m.]

[Docket Nos. 9478, 9479]

WINSTON-SALEM BROADCASTING CO., INC.,
(WTOB) AND RALPH D. EPPERSON
(WPAQ)

ORDER DESIGNATING APPLICATION FOR CON-
SOLIDATED HEARING ON STATED ISSUES

In re applications of Winston-Salem Broadcasting Company, Inc. (WTOB), Winston-Salem, North Carolina, Docket No. 9478, File No. BP-6449; Ralph D. Epperson (WPAQ), Mount Airy, North Carolina, Docket No. 9479, File No. BP-7153; for construction permits.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 14th day of October 1949;

The Commission having under consideration the above-entitled applications of the Winston-Salem Broadcasting Company, Inc., and Ralph D. Epperson, each requesting construction permits to change the facilities of stations WTOB, Winston-Salem, North Carolina and WPAQ, Mount Airy, North Carolina, respectively, to 550 kilocycles, 1 kilowatt power, DA-1, unlimited time and a petition of Radio Cincinnati, Inc., licensee of station WKRC, Cincinnati, Ohio to designate the above-entitled application of Ralph D. Epperson for hearing;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said applications are designated for hearing in a consolidated proceeding at a time and place to be designated by subsequent order of the Commission upon the following issues:

1. To determine the technical, financial and other qualifications of the individual applicant and the applicant corporation, its officers, directors, and stockholders, to construct and operate stations WPAQ and WTOB, as proposed.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of stations WTOB and WPAQ as proposed and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be

rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of stations WTOB and WPAQ, as proposed, would involve objectionable interference with station WKRC, Cincinnati, Ohio, or with any other existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of stations WTOB and WPAQ as proposed would involve objectionable interference with the services proposed in any other pending applications for broadcast facilities, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of stations WTOB and WPAQ as proposed would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

It is further ordered, That the petition of Radio Cincinnati, Inc., licensee of station WKRC, Cincinnati, Ohio is granted and it is made a party to this proceeding.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 49-8525; Filed, Oct. 24, 1949;
8:50 a. m.]

[Docket Nos. 9480, 9481]

JOHN TOWNSEND AND NEBRASKA RURAL
RADIO ASSN.

ORDER DESIGNATING APPLICATION FOR CON-
SOLIDATED HEARING ON STATED ISSUES

In re applications of John Townsend, North Platte, Nebraska, Docket No. 9480, File No. BP-7201; Nebraska Rural Radio Association, Lexington, Nebraska, Docket No. 9481, File No. BP-7335; for construction permits.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 14th day of October 1949.

The Commission having under consideration the above-entitled application of John Townsend and the Nebraska Rural Radio Association for authority to construct new standard broadcast stations with the identical facilities of 1010 kilocycles, 1 kilowatt power, daytime only in the cities of North Platte and Lexington, Nebraska, which have a physical separation of 58 miles.

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said applications are designated for hearing in a consolidated proceeding at a time and place to be designated by subsequent order of the Commission, upon the following issues:

1. To determine the legal, technical, financial and other qualifications of the individual applicant and the applicant corporation, its officers, directors and stockholders to construct and operate the proposed stations.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of the proposed stations and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed stations would involve objectionable interference with any other existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed stations would involve objectionable interference each with the other or with the services proposed in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed stations would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 49-8524; Filed, Oct. 24, 1949;
8:50 a. m.]

[Docket No. 9482]

TILDON M. ADCOCK AND STARLON S. ADCOCK

ORDER DESIGNATING APPLICATION FOR
HEARING ON STATED ISSUES

In re application of Tildon M. Adcock and Starlon S. Adcock, Goldsboro, North Carolina, for construction permit; Docket No. 9482, File No. BP-7249.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 14th day of October 1949;

The Commission having under consideration the above-entitled application for a new standard broadcast station to operate on 570 kilocycles, 1 kilowatt power, daytime only, at Goldsboro, North Carolina;

It appearing, that the applicant is legally, technically, financially, and otherwise qualified to construct and operate the proposed station and that the type and character of the proposed program service would meet the requirements of the areas and populations to

be served but that the application may involve objectionable interference with one or more existing broadcast stations and otherwise not comply with the Standards of Good Engineering Practice;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said application is designated for hearing at a time and place to be designated by subsequent order of the Commission upon the following issues:

1. To determine the areas and populations which may be expected to gain or lose primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

2. To determine whether the operation of the proposed station would involve objectionable interference with station WGTW, Wilson, North Carolina, or with any other existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

3. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

4. To determine the overlap, if any, that will exist between the service areas of the proposed station and of station WFVG at Fuquay Springs, North Carolina, and the newly authorized station at Williamston, North Carolina, the nature and extent thereof, and whether such overlap, if any, is in contravention of § 3.35 of the Commission's rules.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

It is further ordered, That Watson Industries, Inc., licensee of station WGTW, Wilson, North Carolina, be made a party to the proceeding.

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 49-8535; Filed, Oct. 24, 1949;
8:52 a. m.]

[Docket Nos. 7844, 8704]

BELLEVILLE NEWS-DEMOCRAT AND ON THE
AIR, Inc. (WTMV)

MEMORANDUM OPINION AND ORDER
ENLARGING ISSUES

In re applications of Belleville News-Democrat, Belleville, Illinois, Docket No. 7844, File No. BP-5176; On the Air, Inc. (WTMV), East St. Louis, Illinois, Docket No. 8704, File No. BP-6497; for construction permits.

It is ordered, This 14th day of October 1949, that the petition of On the Air, Inc. requesting enlargement of the issues in this proceeding is granted insofar as it

requests an opportunity to introduce further evidence with respect to the present availability of the transmitter site proposed in the above-entitled application of On the Air, Inc.; that said petition is in all other respects denied; and that the petition of On the Air, Inc. for consolidated oral argument is denied.

It is further ordered, That the Commission's memorandum opinion and order of October 3, 1949 (14 F. R. 6237), scheduling further hearing in the above-entitled proceeding is amended by the inclusion therein of the following additional issue:

6. To receive further evidence with respect to the availability to the applicant of the transmitter site proposed in the application of On the Air, Inc. (WTMV).

Released: October 18, 1949.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 49-8527; Filed, Oct. 24, 1949;
9:05 a. m.]

SECURITIES AND EXCHANGE COMMISSION

[File No. 1-2527]

MORTGAGE BANK OF THE VENETIAN
PROVINCES

ORDER GRANTING APPLICATION TO STRIKE FROM LISTING AND REGISTRATION

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 19th day of October A. D. 1949.

The New York Stock Exchange, pursuant to section 12 (d) of the Securities Exchange Act of 1934 and Rule X-12D2-1 (b) promulgated thereunder, has made application to strike from registration and listing the Twenty-Five Year 7% External Secured Sinking Fund Gold Bonds, Series A, due October 1, 1952, of Mortgage Bank of the Venetian Provinces.

The reasons for striking this security from registration and listing on this exchange that are stated in the application are: (1) Dealings on the applicant exchange in the Dollar Bonds of the Mortgage Bank of the Venetian Provinces were suspended December 11, 1941, upon the outbreak of World War II; (2) the suspension was continued until December 23, 1947, at which time these bonds were restored to dealings upon the applicant exchange simultaneously with the admission to the list and to dealings of the 30-Year Guaranteed External Sinking Fund Bonds of 1947, due January 1, 1977, of the (Italian) Credit Consortium for Public Works; (3) thereupon, the Consortium offered holders of Dollar Bonds of the Mortgage Bank of the Venetian Provinces the right to exchange said bonds for External Bonds of 1947 of the Consortium at the rate of \$1,472.50 principal amount of such External Bonds of 1947 (being an amount equal to the principal amount of the bonds surrendered for exchange plus the amount of unpaid interest thereon, at the annual rate specified therein, from the interest

payment date next preceding June 10, 1940, to January 1, 1947) for each \$1,000 bond of the Mortgage Bank of the Venetian Provinces surrendered with all coupons appurtenant thereto maturing after June 10, 1940, attached; (4) the exchange offer of the Consortium was not conditioned upon the acceptance thereof by the holders of any specified percentage of the outstanding bonds of the issuer, and remains in effect as of the date of the instant application to strike this security from listing and registration; (5) the prospectus offering this exchange indicates that \$823,000 principal amount of Dollar Bonds of the Mortgage Bank of the Venetian Provinces were outstanding at the time the offer of exchange was extended, and of these \$250,500 principal amount had been acquired and were held in the treasury of the Republic, leaving \$572,500 principal amount outstanding in the hands of the public; (6) the fiscal agent has advised the applicant exchange periodically of the surrender of bonds in exchange for External Bonds of 1947 of the Consortium; (7) the latest of such advices, dated May 5, 1949, indicates \$384,000 principal amount has been surrendered for exchange leaving \$188,500 principal amount of these Dollar Bonds of the Mortgage Bank of the Venetian Provinces outstanding in the hands of the public; (8) dealings in this security were suspended on the applicant exchange at the opening of the trading session on May 27, 1949; and (9) the outstanding amount thereof, after deducting the principal amount of bonds repatriated by the Italian Government, has been so reduced as to make further dealings therein on the Exchange inadvisable.

Appropriate notice and opportunity for hearing have been given to interested persons and the public generally. No request has been received from any interested person for a hearing in this matter. The rules of the New York Stock Exchange with respect to striking a security from registration and listing have been complied with.

The Commission having considered the facts stated in the application, and having due regard for the public interest and the protection of investors;

It is ordered, That the application of the New York Stock Exchange to strike from registration and listing the Twenty-five Year 7% External Secured Sinking Fund Gold Bonds, Series A, due October 1, 1952, of Mortgage Bank of the Venetian Provinces be, and the same is, hereby granted, effective at the close of the trading session on October 26, 1949.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 49-8514; Filed, Oct. 24, 1949;
8:47 a. m.]

[File No. 70-2092]

TEXAS ELECTRIC SERVICE CO.

ORDER RELEASING JURISDICTION OVER FEES AND EXPENSES

At a regular session of the Securities and Exchange Commission held at its of-

face in the city of Washington, D. C., on the 19th day of October A. D. 1949.

The Commission having, by orders dated April 14, 1949, and April 26, 1949, permitted to become effective an amended declaration by Texas Electric Service Company ("Texas Electric"), a direct subsidiary of Texas Utilities Company, a registered holding company, and an indirect subsidiary of American Power & Light Company and Electric Bond and Share Company, also registered holding companies, regarding the issuance and sale by Texas Electric pursuant to the competitive bidding requirements of Rule U-50, of \$8,000,000 principal amount of First Mortgage Bonds, 2½% Series, due 1979; and

The Commission having reserved jurisdiction over the fees and expenses to be incurred in connection with the sale of said bonds, including legal fees to be paid by Texas Electric and by the successful bidders, and an amendment having been filed under which the amounts of certain of the legal fees now requested have been reduced below those originally requested, and the Commission having now examined the evidence submitted with respect thereto; and

The Commission, on the basis of its examination of the record, finding that the fees and expenses in connection with the issue and sale of said bonds, including the legal fees as amended, are not unreasonable, and finding it appropriate in the public interest to release jurisdiction over the payment of said fees and expenses;

It is ordered, That the jurisdiction heretofore reserved with respect to the fees and expenses in connection with the issue and sale of said bonds, including fees to be paid to the counsel for successful bidders, be, and the same hereby is, released.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 49-8515; Filed, Oct. 24, 1949;
8:48 a. m.]

[File No. 70-2219]

FLORIDA POWER & LIGHT CO.

ORDER PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission held at its office in the city of Washington, D. C., on the 19th day of October A. D. 1949.

Florida Power & Light Company ("Florida"), an electric utility subsidiary of American Power & Light Company, a registered holding company subsidiary of Electric Bond and Share Company, also a registered holding company, having filed a declaration pursuant to the Public Utility Holding Company Act of 1935, particularly sections 6 (a) and 7 thereof, regarding the following proposed transactions:

Florida proposes to amend the Agreement of Consolidation, pursuant to which Florida was formed, to provide that Florida's Board of Directors shall not make or alter any by-laws fixing their number, qualifications, classifications, or term of office, or change the

number of shares required to constitute a quorum for a stockholders' meeting.

Notice of the filing of said declaration having been duly given in the manner prescribed by Rule U-23 promulgated under the act and the Commission not having received a request for a hearing with respect to said declaration within the period prescribed in the said notice, or otherwise, and not having ordered a hearing thereon; and

The Commission finding with respect to said declaration that the requirements of the applicable provisions of the act and the rules thereunder are satisfied, and deeming it appropriate in the public interest and in the interests of investors and consumers that said declaration be permitted to become effective forthwith;

It is hereby ordered, Pursuant to Rule U-23 and the applicable provisions of the act, that said declaration be, and the same hereby is, permitted to become effective forthwith, subject to the terms and conditions described in Rule U-24.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 49-8516; Filed, Oct. 24, 1949;
8:48 a. m.]

[File No. 70-2221]

DUQUESNE LIGHT CO.

SUPPLEMENTAL ORDER RELEASING JURISDICTION AND GRANTING APPLICATION

At a regular session of the Securities and Exchange Commission, held at its

Bidding group headed by—	Coupon rate	Price to Duquesne ¹	Annual cost to Duquesne
	Percent	Percent	Percent
Kuhn, Loeb & Co.	2½	100.14	2.618236
White, Weld & Co.	2½	102.289	2.639075
Halsey, Stuart & Co., Inc.	2½	102.209	2.642900
Harriman Ripley & Co., Inc.	2½	102.061	2.649980
Glore, Forgan & Co.	2½	101.8081	2.662116
Drexel & Co. and Equitable Securities Corp.	2½	101.7831	2.663318
The First Boston Corp.	2½	101.779	2.663515

¹ Plus accrued interest from October 1, 1949.

Said amendment having further stated that Duquesne has accepted the bid of Kuhn, Loeb & Co., as set forth above, and that said bonds will be offered for sale to the public at a price of 100.52% of the principal amount thereof, plus accrued interest from October 1, 1949, to the date of delivery of and payment for said bonds, resulting in an underwriters' spread of 0.38% of the principal amount of said bonds or an aggregate amount of \$57,000; and

The Commission having examined said amendment and having considered the record herein and finding no basis for imposing terms and conditions with respect to the price to be received by Duquesne for said bonds, the interest rate thereon, the underwriters' spread, or otherwise, and it appearing appropriate to the Commission that the jurisdiction heretofore reserved to consider the results of the competitive bidding be released:

It is ordered, That the jurisdiction heretofore reserved with respect to the matters to be determined as a result of competitive bidding for said bonds under

office in the city of Washington, D. C., on the 19th day of October 1949.

Duquesne Light Company ("Duquesne"), a public utility company and a subsidiary of Standard Power and Light Corporation, Standard Gas and Electric Company, and Philadelphia Company, all registered holding companies, having filed an application and amendments thereto pursuant to section 6 (b) of the Public Utility Holding Company Act of 1935 and Rule U-50 promulgated thereunder, regarding the issuance and sale, at competitive bidding, of \$15,000,000 principal amount of its First Mortgage Bonds, Series due October 1, 1979; and

The Commission having granted said application, as amended, by order dated October 6, 1949, subject to the condition that the proposed issue and sale of said bonds should not be consummated until the results of competitive bidding pursuant to Rule U-50 had been made a matter of record in this proceeding and a further order entered by the Commission in the light of the record as so completed, and subject to a further condition that jurisdiction be reserved with respect to the payment of legal and accounting fees and expenses incurred in connection with the transaction; and

Duquesne having filed a further amendment to its application setting forth the action taken to comply with the requirements of Rule U-50 and stating that pursuant to an invitation for competitive bids the following bids for said bonds were received:

Bidding group headed by—	Coupon rate	Price to Duquesne ¹	Annual cost to Duquesne
	Percent	Percent	Percent
Kuhn, Loeb & Co.	2½	100.14	2.618236
White, Weld & Co.	2½	102.289	2.639075
Halsey, Stuart & Co., Inc.	2½	102.209	2.642900
Harriman Ripley & Co., Inc.	2½	102.061	2.649980
Glore, Forgan & Co.	2½	101.8081	2.662116
Drexel & Co. and Equitable Securities Corp.	2½	101.7831	2.663318
The First Boston Corp.	2½	101.779	2.663515

Rule U-50 be, and the same hereby is, released and that said application, as further amended be, and the same hereby is, granted forthwith, subject to the terms and conditions prescribed in Rule U-24.

It is further ordered, That the jurisdiction heretofore reserved with respect to fees and expenses to be paid for legal and accounting services be, and the same hereby is, continued.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 49-8513; Filed, Oct. 24, 1949;
8:47 a. m.]

[File No. 70-2244]

NEW ENGLAND ELECTRIC SYSTEM

NOTICE OF FILING

At a regular session of the Securities and Exchange Commission held at its office in the city of Washington, D. C., on the 18th day of October A. D. 1949.

Notice is hereby given that a declaration has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by New England Electric System ("NEES"), a registered holding company. The declarant has designated sections 7 and 12 (c) of the act and Rules U-42 and U-50 promulgated thereunder as applicable to the proposed transactions.

Notice is further given that any interested person may, not later than November 2, 1949, at 5:30 p. m., e. s. t., request the Commission in writing that a hearing be held on such matter stating the nature of his interest, the reasons for such request, and the issues, if any, of fact or law raised by said declaration proposed to be controverted, or may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, 425 Second Street NW., Washington 25, D. C. At any time thereafter such declaration as filed, or as amended, may be permitted to become effective as provided in Rule U-23 of the rules and regulations promulgated pursuant to said act, or the Commission may exempt such transactions as provided in Rules U-20 (a) and U-100 thereof.

All interested persons are referred to said declaration which is on file in the office of this Commission for a statement of the transactions therein proposed which may be summarized below:

NEES proposes to issue and sell, for cash, 669,508 shares of common shares, having a par value of \$1.00 per share. The proposed issue and sale of said shares will be made pursuant to the competitive bidding requirements of Rule U-50 promulgated under the act subject to the right of NEES' common shareholders to subscribe for said new shares on the basis of one share for each ten shares held on the record date which will be the effective date of the registration statement filed with this Commission in connection with such issue and sale. Such shareholders may subscribe for the new shares at a price to be fixed by the successful underwriter as the price to be paid to NEES for the unsubscribed shares.

The underwriting agreement will provide, among other things, for the payment by the prospective underwriters of a fixed amount (not yet determined but to be supplied by amendment) per share to dealers who are members of the National Association of Security Dealers in cases where the dealer, whose name appears on a warrant exercised by the holder of presently outstanding common shares, is a member of the group of securities dealers managed by the underwriters and subject to the agreements between the underwriters and the dealers. The maximum amount payable with respect to shares delivered to any single holder of warrants will be limited to an amount to be determined later and to be supplied by amendment. The underwriting agreement further provides that NEES will reimburse the prospective underwriters for the payment of this compensation to the dealers.

NEES further proposes in its declaration to stabilize the price of its common

shares on the New York Stock Exchange, the Boston Stock Exchange and in the over-the-counter market by the purchase, during the two business days preceding and the day on which bids are opened, of its presently outstanding common shares in such amount as is deemed desirable at the time but in no case in excess of 5% of the total amount of common shares proposed to be issued. Any common shares acquired by NEES in such stabilization activities will be included in the amount to be offered to the prospective underwriter at competitive bidding.

The cash proceeds to be derived from the proposed issue and sale of said common shares, after deducting expenses of the issuance, will be added to the general funds of NEES and utilized by that company in furtherance of the construction program of its subsidiary companies.

It is stated that the subsidiary companies will use the proceeds received by them to reduce or to pay off in its entirety debt incurred for construction purposes.

NEES has retained the services of The First Boston Corporation as financial advisor in connection with the proposed issuance and sale of said common shares and the fee for such services is estimated not to exceed \$15,000 and the out-of-pocket expenses not to exceed \$750. The total expenses in connection with the proposed issuance and sale of common shares is estimated not to exceed \$183,500 and such total expenses include the services performed by New England Power Service Company, an affiliated service company, at the actual cost thereof.

NEES has requested that its declaration be permitted to become effective pursuant to Rule U-23 of the act without a hearing being held and that the Commission's order become effective upon issuance.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 49-8511; Filed, Oct. 24, 1949;
8:46 a. m.]

[File No. 812-504]

CLIFFS CORP.

NOTICE OF APPLICATION

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 19th day of October A. D. 1949.

Notice is hereby given that The Cliffs Corporation (the applicant), a registered investment company, has filed an application pursuant to section 8 (f) of the Investment Company Act of 1940 (the act) requesting that it be declared no longer to be an investment company within the meaning of the act and that its registration under the act be terminated.

The application states that:

Pursuant to an Agreement of Consolidation, duly approved by its Board of Directors and adopted by the requisite vote of its shareholders, the applicant was consolidated with The Cleveland-Cliffs

Iron Company into a new corporation called The Cleveland-Cliffs Iron Company (the new corporation). The consolidation became effective with the filing of the Agreement of Consolidation in the office of the Secretary of State of Ohio on July 9, 1947, and the filing had the effect of terminating the applicant's corporate existence except for certain limited purposes relating to the winding up of its affairs. Subject to the rights of dissenting shareholders, the former shareholders of the applicant became by operation of law shareholders of the new corporation. An action which had been filed in the Court of Common Pleas of Cuyahoga County, Ohio, on behalf of certain holders of preferred shares of The Cleveland-Cliffs Iron Company (one of the constituent corporations) seeking injunctive and other relief in connection with the consolidation has been finally disposed of and the validity of the consolidation upheld.

All interested persons are referred to said application which is on file at the office of this Commission in Washington, D. C., for a more detailed statement of the matters of fact and law therein asserted.

Notice is hereby given that an order granting the application may be issued by the Commission at any time after October 28, 1949, unless prior thereto a hearing upon the application is ordered by the Commission, as provided in Rule N-5 of the rules and regulations promulgated under the act. Any interested person may submit to the Commission in writing not later than October 26, 1949 at 5:30 p. m. his views or any additional facts bearing upon the application or the desirability of a hearing thereon, or a request to the Commission that a hearing be held thereon. Any such communication or request should state briefly the nature of the interest of the person submitting such information or requesting a hearing, the reasons for such request, and the issues of fact or law raised by the application which he desires to controvert. Any such communication or request should be addressed: Secretary, Securities and Exchange Commission, 425 Second Street NW., Washington 25, D. C.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 49-8512; Filed, Oct. 24, 1949;
8:47 a. m.]

DEPARTMENT OF JUSTICE

Office of Alien Property

AUTHORITY: 40 Stat. 411, 55 Stat. 839, Pub. Laws 322, 671, 79th Cong., 60 Stat. 50, 925; 50 U. S. C. and Supp. App. 1, 616; E. O. 9193, July 6, 1942, 3 CFR, Cum. Supp., E. O. 9567, June 8, 1945, 3 CFR, 1945 Supp., E. O. 9788, Oct. 14, 1946, 11 F. R. 11981.

[Vesting Order 13641, Amdt.]

CARL RICHARD HEROLD

In re: Estate of Carl Richard Herold deceased. File No. D-28-11229; E. T. sec. 15605.

Vesting Order 13641, dated August 10, 1949, is hereby amended as follows and not otherwise:

By deleting the phrase "Sophie Devoe, as Administratrix" appearing in subparagraph 3 of said Vesting Order 13641 and substituting therefor the phrase "Surrogate of Hudson County, New Jersey, as depositary".

All the other provisions of said Vesting Order 13641 and all actions taken by or on behalf of the Attorney General of the United States in reliance thereon, pursuant thereto and under the authority thereof are hereby ratified and confirmed.

Executed at Washington, D. C., on October 11, 1949.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Deputy Director,
Office of Alien Property.

[F. R. Doc. 49-8501; Filed, Oct. 21, 1949;
8:48 a. m.]

[Vesting Order 13902]

MICHAEL IMHOF

In re: Debts owing to and stock owned by Michael Imhof. F-28-29207-D-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Michael Imhof, whose last known address is 492½ Ludwigstrasse, Lohr/Main, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows:

a. Those certain debts or other obligations, matured or unmatured, evidenced by one (1) St. Louis-San Francisco Railway Company 4% Gold Bond Series A, in bearer form, due July 1, 1950, face value \$250.00, bearing the number Y 3344, and all rights to demand, enforce and collect the aforesaid debts, together with all rights in, to and under said bond, and

b. Those certain debts or other obligations, matured or unmatured, evidenced by two (2) The Denver and Rio Grande Western Railroad Company 5% General Mortgage Sinking Fund Gold Bonds, in bearer form, due August 1, 1955, bearing the numbers D 1512 and M 20908, face value \$500.00 and \$1,000.00 respectively, and all rights to demand, enforce and collect the aforesaid debts, together with all rights in, to and under said bonds, including particularly but not limited to the right to receive two and one hundred ninety-one thousandths (2.191) shares of \$100.00 par value common capital stock of the aforesaid The Denver and Rio Grande Western Railroad Company under a plan of reorganization confirmed by the District Court of the United States for the District of Colorado on November 29, 1944,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evi-

dence of ownership or control by Michael Imhof, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on October 4, 1949.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 49-8540; Filed, Oct. 24, 1949;
8:55 a. m.]

[Vesting Order 13936]

LUDWIG BELLWINKEL

In re: Interest in real property and property insurance certificate owned by Ludwig Bellwinkel.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Ludwig Bellwinkel whose last known address is Hollich 149 Burgsteinfurt-Westfalen, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows:

a. An undivided one-fifth (1/5th) interest in real property situated in the City of Tonawanda, County of Erie, State of New York, particularly described in Exhibit A, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements, and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments, arising from the ownership of such property,

b. All right, title, interest and claim of the person named in subparagraph 1 hereof in and to Fire Insurance and Extended Coverage Certificate Number 58671, in the amount of \$6,000.00, issued by Stock Certificate Association, 422 K Street NW, Washington, D. C., which certificate expires October 10, 1949, and insures the real property described in subparagraph 2-a hereof, together with any and all extensions or renewals thereof,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described in subparagraph 2-a hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, and

There is hereby vested in the Attorney General of the United States the property described in subparagraph 2-b hereof,

All such property so vested to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein, shall have the meanings prescribed in Section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on October 18, 1949.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Deputy Director,
Office of Alien Property.
EXHIBIT A

All those tracts or parcels of land, situate in the City of Tonawanda, County of Erie, State of New York, described as follows:

Being a part of Subdivision Lot Number One Hundred Ten (110) in Great Lot Number Eighty-six (86), according to Tobias Witmer's map of 1857, filed in Erie County Clerk's Office, New York, under cover Number 42 of maps, and being more particularly described as Lot Number Six (6) as laid out on a Subdivision Map of Lot Number One Hundred Ten (110), Great Lot Number Eighty-six (86), Block Four (4), made for Minnie Hackford, by J. G. Palmer, Civil Engineer, and amended by T. W. Barrally, August 15th, 1921, and filed in Erie County Clerk's Office, New York, on November 19, 1925, under Cover Number 1326 of Maps, and more particularly bounded and described as follows: Beginning at a Point in the west line of Main Street at a distance of One Hundred Sixty-eight and Two-tenths (168.2) feet northerly from the point of intersection of the west line of Main Street and the northeasterly line of Kohler Street and which point is the intersection of the northerly line of said Lot Number Six (6) with the west line of Main Street; thence running westerly on the north line of said Lot Number Six (6) and at right angles to the west line of Main Street, One Hundred Fifty-one and Fifty-four One-Hundredths (151.54) feet, to the northeasterly line of Kohler Street; thence southeasterly along the northeasterly line of Kohler Street to the south line of said Lot Number Six (6); thence running easterly on the southerly line of Lot Number

Six (6) and parallel with the northerly line of said Lot Number Six (6) to a point in the west line of Main Street which point is One Hundred Twenty-eight and two-tenths (128.2) feet northerly from the point of intersection of the west line of Main Street and the northeasterly line of Kohler Street, and thence northerly along the west line of Main Street Forty (40) feet to the point or place of beginning.

Being a part of Subdivision Lot Number 7, in Great Lot Number 86, according to Tobias Witmer's Map of 1857, filed in Erie County Clerk's Office, New York, under Cover Number 42 of Maps, and being the northerly Three and Two-tenths (3.2) feet of said Lot Number 7, under Map cover number 1326.

[F. R. Doc. 49-8541; Filed, Oct. 24, 1949; 8:55 a. m.]

[Return Order 464]

EGIDIO AND ANTOINETTA D'EUSTACHIO

Having considered the claim set forth below and having issued a determination allowing the claim, which is incorporated by reference herein and filed herewith,

It is ordered, That the claimed property, described below and in the determination, be returned, subject to any increase or decrease resulting from the administration thereof prior to return, and after adequate provision for taxes and conservatory expenses:

Claimant, Claim No., Notice of Intention to Return Published, and Property

Egidio D'Eustachio and Antoinetta D'Eustachio, Brooklyn, New York, Claim No. 32669; September 9, 1949 (14 F. R. 5554); \$5,978.81 in the Treasury of the United States.

Appropriate documents and papers effectuating this order will issue.

Executed at Washington, D. C., on October 19, 1949.

For the Attorney General.

[SEAL] DAVID L. BAZELON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 49-8542; Filed, Oct. 24, 1949; 8:55 a. m.]

PHILIP SIDNEY BALDWIN

NOTICE OF INTENTION TO RETURN VESTED PROPERTY

Pursuant to section 32 (f) of the Trading With the Enemy Act, as amended, notice is hereby given of intention to return, on or after 30 days from the date of publication hereof, the following property located in Washington, D. C., including all royalties accrued thereunder and all damages and profits recoverable for past infringement thereof, after adequate provision for taxes and conservatory expenses:

Claimant, Claim No., and Property

Philip Sidney Baldwin, Florence, Italy; 11771; Property described in Vesting Order No. 201 (8 F. R. 625, January 16, 1943), relating to United States Letters Patent Nos. 2,197,915 and 2,276,009; property described in Vesting Order No. 1031 (8 F. R. 4207, April 2, 1943), relating to Patent Application Ser. No. 334,661 (now United States Letters Patent No. 2,326,116); and property described in Vesting Order No. 2246 (8 F. R. 14020, October 14,

1943), relating to United States Letters Patent Nos. 2,048,771 and 2,219,610.

Executed at Washington, D. C., on October 17, 1949.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Deputy Director,
Office of Alien Property.

[F. R. Doc. 49-8504; Filed, Oct. 21, 1949; 8:48 a. m.]

[Return Order 434, Amdt.]

HECTOR DIEUDONNE ET AL.

Return Order No. 434, dated September 21, 1949 is hereby amended as follows and not otherwise:

By deleting under "property" the sum of \$12,510.94, described as a debt due Amerlux Steel Corporation of California, and substituting therefor the sum of \$12,528.84.

All other provisions of said Return Order No. 434 and all actions taken by or on behalf of the Attorney General of the United States in reliance thereon, pursuant thereto and under the authority thereof are hereby ratified and confirmed.

Executed at Washington, D. C., on October 18, 1949.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Deputy Director,
Office of Alien Property.

[F. R. Doc. 49-8502; Filed, Oct. 21, 1949; 8:48 a. m.]